

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

BRINATI et al.

Art Unit: 1713

Application No.: 08/885,770

Examiner: N. Sarofim

Filed: June 30, 1997

Attorney Docket No.: 108910-08056

For: VDF POLYMERIZATION PROCESS

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PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

Mail stop: Petitions

December 2, 2004

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

In response to a Notice of Abandonment (copy enclosed), Applicants hereby petition to withdraw the holding of abandonment of the above-identified patent application. The Notice of Abandonment indicates that the subject application has been abandoned for failing to timely file a proper response to the Office letter mailed on August 20, 1998.

Applicant's respectfully submit that a Request Form For Continuing Prosecution Application under 37 CFR §1.53(d) along with an Amendment and Petition for Extension of Time for two months was filed on January 13, 1999, as evidenced by the attached copy of the stamped postcard receipt. For the Examiner's convenience, enclosed are copies of the Request Form For Continuing Prosecution Application under 37 CFR §1.53(d), Amendment and Petition for Extension of Time.

In view of the evidence submitted herewith showing that a proper response was made, it is respectfully submitted that the abandonment of the application is improper. Therefore, it is respectfully requested that the abandonment of the application be withdrawn and the application returned to pending status.

Application Serial No.: 08/885,770
Inventor(s): BRINATI *et al.*
Attorney Docket No.: 108910-08056

In the event that any fees are due with respect to this paper, please charge our
Deposit Account No. 01-2300, referencing **Attorney Docket No. 108910-08056**.

Respectfully submitted,

ARENT FOX PLLC



Richard J. Berman

Registration No.: 39,107

Customer No.: **004372**

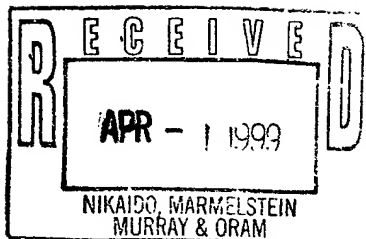
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036-5339

Telephone No.: 202-857-6000
Facsimile No.: 202-638-4810

RJB/ccd

Enclosure: CPA 1.53(d), Amendment and Petition for Extension of Time, all
previously filed on January 13, 1999;
Stamped postcard receipt;

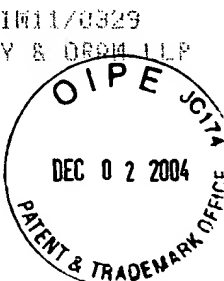
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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
087825, 770	06/30/99	15511112	54P-70453

NIKAIKO, MARMELESTEIN, MURRAY & ORAM LLP
METROPOLITAN SQUARE
655 15TH ST NW
STE 330-G ST LOREY
WASHINGTON DC 20005-0501



SAROFI, AL EXAMINER

1713 ART UNIT PAPER NUMBER

03/29/99
DATE MAILED:

NOTICE OF ABANDONMENT *Cmm*

This application is abandoned in view of:

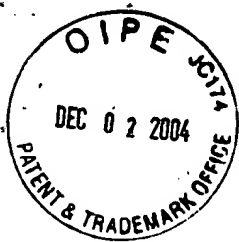
- ☒ Applicant's failure to timely file a proper response to the Office letter mailed on 8/20/98.
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☒ A proposed response was received on 12/7/98, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.
- ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
- ☐ The submitted issue fee of \$_____ is insufficient. The issue fee required by 37 CFR 1.18 is \$_____.
- ☐ The issue fee has not been received.
- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

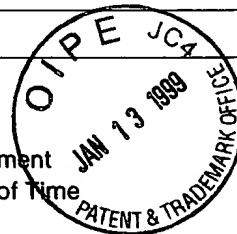
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TC 1700

Bernard Lipman
BERNARD LIPMAN
EXAMINER
ART UNIT 155/1713



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Patent ☒ Trademark ☐ Docket No. P8910-8056
Serial No. 08/885,770 Filed June 30, 1997
Applicant(s) BRINATI et al.
Papers filed herewith on January 13, 1999
☒ Fees \$ 1140.00
☐ New Application
☐ Amendment
☐ Notice of Appeal
☐ IDS/PTO-1449
☒ Other Rule 53d Continued Prosecution Application; Preliminary Amendment
☐ Assignment
☐ Declaration
☐ Priority Document
☒ Req. for Ext. of Time
☐ Drawings



Receipt is hereby acknowledged of the papers filed as indicated in connection with the above-identified case.

Check No. 18459
POU/fcs

COMMISSIONER OF PATENTS

due 1/20/99